

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

**MOTION AND ORDER TO DISMISS COMPLAINT AND CASE  
WITHOUT PREJUDICE**

NOW COMES the United States of America, by and through its attorneys, Colm F. Connolly, United States Attorney for the District of Delaware, and Shawn A. Weede, Assistant United States Attorney for the District of Delaware, and hereby moves this Honorable Court to dismiss the instant Complaint and case without prejudice, due to the fact that the State of Delaware has filed charges against the defendant arising out of the same conduct charged in the Complaint.

COLM F. CONNOLLY  
United States Attorney

By: /s/ Shawn A. Weede  
Shawn A. Weede  
Assistant United States Attorney

Dated: December 21, 2007

SO ORDERED this 7<sup>th</sup> day of January, 2007.

Leah A

Honorable Leonard P. Stark  
United States Magistrate Judge